

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Petition of Qwest Services Corporation for)	
Forbearance from the Prohibition of)	CC Docket No. 96-149
Performing Operating, Installation, and)	
Maintenance Functions under Section)	
53.203(a)(2)-(3) of the Commission's Rules)	

ORDER

Adopted: November 14, 2003

Released: November 14, 2003

By the Chief, Competition Policy Division:

1. On October 3, 2003, Qwest Services Corporation (Qwest) filed a petition for forbearance,¹ under section 10 of the Communications Act, as amended, requesting that the Commission forbear from applying sections 53.203(a)(2)-(3) of the Commission's rules, which prohibit a Bell operating company's (BOC's) section 272 affiliate from sharing operating, installation, and maintenance functions with the BOC or another BOC affiliate.² On November 13, 2003, Qwest filed a request to withdraw³ its petition for forbearance in light of the Commission's decision denying a similar petition filed by Verizon.⁴ In this Order, we grant Qwest's request to withdraw and dismiss the petition.

2. ACCORDINGLY, IT IS ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, that Qwest's request to withdraw the above-captioned petition IS GRANTED.

3. IT IS FURTHER ORDERED, pursuant to the authority delegated under sections 0.91 and 0.291 of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, that the above-captioned

¹ Petition of Qwest Services Corporation for Forbearance from the Prohibition of Performing Operating, Installation, and Maintenance Functions under Section 53.203(a)(2)-(3) of the Commission's Rules, CC Docket No. 96-149 (filed Oct. 3, 2003); *see also Wireline Competition Bureau Seeks Comment on Qwest's Petition for Forbearance under Section 10 of the Communications Act, as Amended, from the Prohibition of Sharing Operating, Installation, and Maintenance Functions*, CC Docket No. 96-149, Public Notice, DA 03-3113 (rel. Oct. 8, 2003).

² 47 C.F.R. § 53.203(a)(2)-(3).

³ Qwest Motion to Withdraw, CC Docket No. 96-149 (filed Nov. 13, 2003).

⁴ *See Petition of Verizon for Forbearance from the Prohibition of Sharing Operating, Installation, and Maintenance Functions Under Section 53.203(a)(2) of the Commission's Rules*, CC Docket No. 96-149, Memorandum Opinion and Order, FCC 03-271 (rel. Nov. 4, 2003).

petition for forbearance IS DISMISSED WITHOUT PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Michelle M. Carey
Chief, Competition Policy Division